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Association*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

DITECH FINANCIAL LLC; FEDERAL
NATIONAL MORTGAGE ASSOCIATION,

Plaintiff,

v.

WOODCREST HOMEOWNERS
ASSOCIATION; ABACUS 8, LLC; and
ABSOLUTE COLLECTION SERVICES, LLC,

Defendants.

Case No.: 2:16-cv-02636-APG-DJA

**STIPULATION TO STAY DEADLINE TO
RESPOND TO WOODCREST
HOMEOWNERS ASSOCIATION'S
MOTION FOR SUMMARY JUDGMENT**

(SECOND REQUEST)

ORDER

Ditech Financial LLC, Federal National Mortgage Association (**Fannie Mae**), and Woodcrest Homeowners Association (the **HOA**) stipulate to extend the deadline for Ditech and Fannie Mae to respond to the HOA's motion for summary judgment, ECF No. 50, and request to stay briefing on the HOA's motion until this court adjudicates Ditech and Fannie Mae's motion for summary judgment based on the Federal Foreclosure Bar, ECF No. 40.

Ditech and Fannie Mae's opposition to the HOA's motion is presently due on Friday, June 5, 2020. (ECF No. 52.). The parties to this stipulation agree to extend the deadline to ten (10) days after this court adjudicates ECF No. 40 for three reasons: (1) should this court grant Ditech and Fannie Mae's motion for summary judgment based on the Federal Foreclosure Bar (ECF No. 40), then the claims against the HOA are moot; (2) the parties continue to discuss settlement and would

like an opportunity to potentially reach settlement before spending fees on further briefing, and (3) staying briefing may give the Nevada Supreme Court and Ninth Circuit additional time to publish case authority regarding alternative claims against homeowner associations and the limitation periods associated with those claims. To the extent this court does not stay briefing, the parties to this stipulation agree to extend the deadline to respond to the HOA's motion by thirty (30) days, to Monday, July 6, 2020.

This is the second request to extend this deadline. This stipulation is brought in good faith and not for purposes of delay.

DATED this 5th day of June, 2020.

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ORDER

IT IS SO ORDERED.

Dated: June 8, 2020.


UNITED STATES DISTRICT JUDGE

AKERMAN LLP

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